

REMARKS

Claim 1-15 are pending. An Office Action mailed September 30, 2002 objected to the drawings, rejected Claims 1-10 under 35 U.S.C. §112, Claims 1, 2, 6, 9, 11, 12, and 14 under 35 U.S.C. §102, and rejected Claims 2-8, 10, 13 and 15 under 35 U.S.C. §103. By way of this amendment, Applicant has cancelled Claim 4 and amended Claims 1, 5, and 11. Pursuant to 37 CFR 1.111, Applicant hereby respectfully requests reconsideration of the application.

OBJECTION TO THE DRAWINGS

The Office Action objected to the drawings indicating that the drawings must show every feature the invention specified in the claims, specifically with respect to the cap as recited in Claim 4. Applicant has cancelled Claim 4, thereby rendering this rejection moot.

REJECTION OF CLAIMS 1-10 UNDER 35 U.S.C. §112, SECOND PARAGRAPH

The Office Action rejected Claims 1-12 as being indefinite for failing to particularly point out and distinctly claim the subject matter, which Applicant regards as the invention. The Office Action stated that with regards to Claim 1, the recitation of “the sealing unit” lacks antecedent basis. Applicant has amended Claims 1 and 5 in order to ensure that the sealing unit has proper antecedent basis. Therefore, Applicant submits that Claims 1-3 and 5-10 now particularly point out and distinctly claim the subject matter, which Applicant regards as the invention.

REJECTION OF CLAIMS UNDER 35 U.S.C. §102

The Office Action rejected independent Claims 1 and 11 as being anticipated by Tella et al., Loesel, Jr. et al., Heyn, and Strickler et al. With respect to amended independent Claim 1, Applicant respectfully traverses this rejection.

Applicant submits that Tella et al. discloses a liquid soap dispensing device that must be manually operated in order to dispense the contained fluid. Loesel, Jr. et al. discloses a wall-mounted bracket for attaching a container that requires manual operation to dispense liquids contained within the container. Heyn discloses a metering dispenser for liquids that allows for a



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dosage of arbitrary amounts of liquids and is manually operable by applying pressure to the container. Strickler et al. discloses a system of dispensing viscous liquid that includes a manually operable actuator. Applicant submits that Tella et al., Loesel, Jr. et al., Heyn, or Stricker et al. fail to teach or suggest a disposable/reusable lubricating oil container system for machine components that includes a sealing unit that serves as an automatic fluid transfer medium between a container and machine components. All the cited references require manual operation. Therefore, Applicant submits that amended independent Claims 1 and 11 are allowable over the cited references. Because dependent Claims 2, 6, 9, 12, and 14 all depend from allowable independent Claims 1 and 11, they are allowable for the same reasons that make their corresponding independent claims allowable.

REJECTION OF CLAIMS UNDER 35 U.S.C. §103

The Office Action rejected Claims 2-5, 10, and 15 as being unpatentable over Strickler et al. in view Oglesbee et al. Applicant submits that since Claims 2-5, 10, and 15 all depend from allowable independent Claims 1 and 11 and Oglesbee et al. fails to overcome the deficiencies of Stricker et al. Therefore, Claims 2-5, 10, and 15 are allowable for the same reasons that make their independent claims allowable.

The Office Action rejected Claim 6 as being unpatentable over Stricker et al. and further in view of Heyn. Because Claim 6 depends from allowable Claim 1, Claim 6 is allowable for the same reasons that make Claim 1 allowable.

The Office Action rejected Claims 7, 8, and 13 as being unpatentable over Stricker et al. in view of Anderson. Applicant submits that Anderson fails to overcome the deficiencies of Stricker et al. Therefore, Applicant submits that because Claims 7, 8, and 13 depend from allowable Claims 1 and 11, they are allowable for the same reasons that make their independent claims allowable.



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CONCLUSION

Applicant believes that the Claims of the pending application are now in condition for allowance over the cited references. Accordingly, applicant respectfully requests withdrawal of the rejections, allowance, and early passage through issuance. If the examiner has any questions, the examiner is invited to contact the applicant's agent listed below.

Respectfully submitted,

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

1. (Amended) A disposable/reusable lubricating oil container system for [a] machine [part] components comprising:

a container having a neck defining an opening through a surface of the container, the container comprises at least one locking recess formed on the surface of the container;

a carrier for fixably attaching the container to the machine part, the carrier comprises a locking arm mated to couple with at least one locking recess of the container; and a [fluid access] sealing unit removably attachable to the neck of the container, wherein the sealing unit serves as [a] an automatic fluid transfer medium between the container and one or more machine components.

5. (Amended) The lubricating oil container system of Claim 2, wherein the [fluid access] sealing unit comprises a puncture device configured to access fluid within the container by puncturing the safety seal.

11. (Amended) A disposable/reusable lubricating oil container system, comprising:

a fluid holding means having a neck defining an opening through a surface of the holding means;

a means for securing the container to a machine; and

a fluid transfer means for allowing [a] automatic fluid transfer between the container and a plurality of machine components.



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